

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA, }
Plaintiff, }
vs. }
PEDRO PANI DE LA CRUZ and }
FELIPE SOTO MONCADO, }
Defendants. }

8:14CR273

ORDER

This matter is before the court on the motion for an extension of time by defendant Pedro Pani De La Cruz (De La Cruz) (Filing No. 29). De La Cruz seeks an extension in which to file pretrial motions in accordance with the progression order (Filing No. 27). De La Cruz has filed an affidavit wherein he consents to the motion and acknowledges he understands the additional time may be excludable time for the purposes of the Speedy Trial Act (Filing No. 29-1). Upon consideration, the motion will be granted and **the pretrial motion deadline will be extended as to both defendants.**

IT IS ORDERED:

Defendant De La Cruz's motion for an extension of time (Filing No. 29) is granted. De La Cruz and Moncado are given until **on or before October 15, 2014**, in which to file pretrial motions pursuant to the progression order. The ends of justice have been served by granting such motion and outweigh the interests of the public and the defendants in a speedy trial. The additional **time** arising as a result of the granting of the motion, i.e., the time between **September 11, 2014, and October 15, 2014**, shall be deemed **excludable** time in any computation of time under the requirement of the Speedy Trial Act for the reason defendants' counsel require additional time to adequately prepare the case, taking into consideration due diligence of counsel, and the novelty and complexity of this case. The failure to grant additional time might result in a miscarriage of justice. 18 U.S.C. § 3161(h)(7)(A) & (B).

DATED this 11th day of September, 2014.

BY THE COURT:

s/ Thomas D. Thalken
United States Magistrate Judge